

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

JOHN B. GESNER,

Plaintiff,

v.

COMMISSIONER OF THE SOCIAL
SECURITY ADMINISTRATION,

Defendant.

No. CV 06-1553-ST

JUDGMENT

MOSMAN, J.,

Based on the Opinion and Order of the court filed January 24, 2008 (#24) adopting the Magistrate Judge's Findings and Recommendations (#21),

IT IS ORDERED AND ADJUDGED that the Commissioner's decision is REVERSED and REMANDED for reconsideration of the opinion of Dr. Kuttner, as well as an appropriate drug and alcohol analysis.

DATED this 1st day of February, 2008.

/s/ Michael W. Mosman

MICHAEL W. MOSMAN

United States District Judge